

09-08-09

GP1615

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PTO/SB/22 (08-03)

Approved for use through 7/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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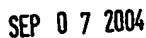
<b>PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)</b>		<b>Docket Number (Optional)</b> 01946/100B861-US2											
In re Application of <b>Andrea Leone-Bay, et al.</b>													
Application Number 10/005,511		Filed November 7, 2001											
For <b>COMPOUNDS AND COMPOSITIONS FOR DELIVERING ACTIVE AGENTS</b>													
Art Unit 1615		Examiner J. M. Spear											
<p>This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.</p> <p>The requested extension and appropriate non-small-entity fee are as follows (check time period desired):</p> <table><tr><td><input type="checkbox"/> One month (37 CFR 1.17(a)(1))</td><td>\$</td></tr><tr><td><input type="checkbox"/> Two months (37 CFR 1.17(a)(2))</td><td>\$</td></tr><tr><td><input checked="" type="checkbox"/> Three months (37 CFR 1.17(a)(3))</td><td>\$ 950.00</td></tr><tr><td><input type="checkbox"/> Four months (37 CFR 1.17(a)(4))</td><td>\$</td></tr><tr><td><input type="checkbox"/> Five months (37 CFR 1.17(a)(5))</td><td>\$</td></tr></table> <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$</p> <p><input checked="" type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p> <p><input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number <u>04-0100</u></p> <p>I have enclosed a duplicate copy of this sheet.</p> <p>I am the <input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96). <input type="checkbox"/> attorney or agent of record. Registration Number _____ <input checked="" type="checkbox"/> attorney or agent under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a) <u>54,781</u></p> <p><u>September 7, 2004</u> Date</p> <p><u>(212) 527-7637</u> Telephone Number</p> <p><u>Jason C. Churney</u> Signature</p> <p><u>Jason C. Churney</u> Typed or printed name</p> <p>NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below</p> <p><input type="checkbox"/> Total of <u>1</u> forms are submitted.</p>				<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$	<input type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$	<input checked="" type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$ 950.00	<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$	<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$
<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$												
<input type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$												
<input checked="" type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$ 950.00												
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$												
<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$												

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*Effective 10/01/2003. Patent fees are subject to annual revision.*

☐ Applicant claims small entity status. See 37 CFR 1.27

<b>TOTAL AMOUNT OF PAYMENT</b>	<b>(\$)</b> 1,060.00
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Application Number	10/005,511
Filing Date	November 7, 2001
First Named Inventor	Andrea Leone-Bay
Examiner Name	J. M. Spear
Art Unit	1615
Attorney Docket No.	01946/100B861-US2

<input checked="" type="checkbox"/>	Check	<input type="checkbox"/>	Credit Card	<input type="checkbox"/>	Money Order	<input type="checkbox"/>	Other	<input type="checkbox"/>	None
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☐ **Deposit Account:**

Deposit  
Account  
Number

04-0100

Deposit  
Account  
Name

**Darby & Darby P.C.**

The Director is authorized to: (check all that apply)

<input type="checkbox"/>	Charge fee(s) indicated below	<input checked="" type="checkbox"/>	Credit any overpayments
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☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

### 1. BASIC FILING FEE

	Large Entity	Small Entity
1. <b>Revenue Recognition</b>	Revenue is recognized when the performance obligation is satisfied, which is when control of the goods or services is transferred to the customer.	Revenue is recognized when the performance obligation is satisfied, which is when control of the goods or services is transferred to the customer.
2. <b>Leases</b>	Leases are classified as either finance leases or operating leases. Finance leases are capitalized on the balance sheet, while operating leases are expensed on the income statement.	Leases are classified as either finance leases or operating leases. Finance leases are capitalized on the balance sheet, while operating leases are expensed on the income statement.
3. <b>Goodwill</b>	Goodwill is an intangible asset that arises from the acquisition of a business. It is measured as the excess of the purchase price over the fair value of the identifiable intangible assets.	Goodwill is an intangible asset that arises from the acquisition of a business. It is measured as the excess of the purchase price over the fair value of the identifiable intangible assets.
4. <b>Research and Development</b>	Research and development costs are expensed as incurred.	Research and development costs are expensed as incurred.
5. <b>Employee Compensation</b>	Employee compensation is expensed as incurred.	Employee compensation is expensed as incurred.
6. <b>Income Taxes</b>	Income taxes are expensed as incurred.	Income taxes are expensed as incurred.
7. <b>Financial Instruments</b>	Financial instruments are classified as either debt or equity. Debt is measured at amortized cost, while equity is measured at fair value.	Financial instruments are classified as either debt or equity. Debt is measured at amortized cost, while equity is measured at fair value.
8. <b>Derivatives</b>	Derivatives are classified as either cash flow hedges or fair value hedges. Cash flow hedges are measured at fair value, while fair value hedges are measured at fair value.	Derivatives are classified as either cash flow hedges or fair value hedges. Cash flow hedges are measured at fair value, while fair value hedges are measured at fair value.
9. <b>Other</b>	Other items include non-current assets, non-current liabilities, and non-current equity.	Other items include non-current assets, non-current liabilities, and non-current equity.

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

<b>SUBTOTAL (1)</b>	<b>(\$)</b>	<b>0.00</b>
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			Extra Claims		Fee from below		Fee Paid
Total Claims	201	-201** =		x		=	0.00
Independent Claims	2	-3** =		x		=	0.00
Multiple Dependent						=	

Large Entity	Small Entity
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Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

<b>SUBTOTAL (2)</b>	<b>(\$)</b>	<b>0.00</b>
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### 3. ADDITIONAL FEES

	Large Entity	Small Entity
1. <b>Revenue Recognition</b>	Revenue is recognized when the performance obligation is satisfied, which is when control of the goods or services is transferred to the customer.	Revenue is recognized when the performance obligation is satisfied, which is when control of the goods or services is transferred to the customer.
2. <b>Expense Recognition</b>	Expenses are recognized when the related asset is consumed or the liability is incurred.	Expenses are recognized when the related asset is consumed or the liability is incurred.
3. <b>Asset Recognition</b>	Assets are recognized when they are probable to generate future economic benefits and their cost can be measured reliably.	Assets are recognized when they are probable to generate future economic benefits and their cost can be measured reliably.
4. <b>Liability Recognition</b>	Liabilities are recognized when they are probable to result in an outflow of resources and their amount can be measured reliably.	Liabilities are recognized when they are probable to result in an outflow of resources and their amount can be measured reliably.
5. <b>Equity Recognition</b>	Equity is recognized as the residual interest in the assets of the entity after deducting all liabilities.	Equity is recognized as the residual interest in the assets of the entity after deducting all liabilities.

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge – late filing fee or oath	
1052	50	2052	25	Surcharge – late provisional filing fee or cover sheet.	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	950.00
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive – unavoidable	
1453	1,330	2453	665	Petition to revive – unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify)				Terminal Disclaimer	110.00

*Reduced by Basic Filing Fee Paid	<b>SUBTOTAL (3)</b>	<b>(\$)</b>	<b>1,060.00</b>
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(Complete (if applicable))

Name (Print/Type)	Jason C. Chumney
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Registration No. (Attorney/Agent)	54,781
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Telephone	(212) 527-7765
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**Signature**

Date	September 7, 2004
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Express Mail Label No.

Dated: \_\_\_\_\_